

1 EDWARD M. WOLKOWITZ (State Bar No. 68298)  
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2 A Professional Corporation  
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5 Attorneys for Reorganized Debtor  
6  
7

8 UNITED STATES BANKRUPTCY COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
SANTA ANA DIVISION  
10

11 In re

12 THE COAST HOMEOWNERS  
13 ASSOCIATION,

14 Debtor.

Bk. No. 8:99-13580-RK

Chapter 11

**MOTION FOR FINAL DECREE;  
MEMORANDUM OF POINTS AND  
AUTHORITIES AND DECLARATION OF  
IN SUPPORT THEREOF**

[11 U.S.C. § 350; F.R.B.P.  
3022; L.B.R. 3020-1(d) and  
9013-1(g)]

[No Hearing Required Unless  
Requested by Parties in  
Interest]

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23  
24 **TO THE HONORABLE ROBERT KWAN, UNITED STATES BANKRUPTCY JUDGE:**

25 The Coast Homeowners Association ("Debtor" or  
26 "Reorganized Debtor") respectfully moves the Court for entry of a  
27 final decree in the above-captioned case, pursuant to 11 U.S.C.  
28 §350 and Rule 3022 of the Federal Rules of Bankruptcy Procedure.

1 The Debtor's Second Amended Chapter 11 Plan (the  
2 "Plan") was confirmed by order entered on September 5, 2000. The  
3 Debtor has made the distributions required under the Plan, except  
4 as described below. All motions, contested matters and adversary  
5 proceedings have now been resolved, and the estate is otherwise  
6 fully administered.

7 In support of this Motion, the Debtor relies on these  
8 moving papers, the Memorandum of Points and Authorities and  
9 Declaration of James Cooper, attached hereto, the pleadings and  
10 orders already on file in this case, and such other and further  
11 evidence as may be presented to the Court.

12 Accordingly, the Debtor respectfully requests that this  
13 Court enter an order:

14 1. Granting and entering a final decree in this case;  
15 and

16 2. Granting such other and further relief as is more  
17 particularly described in the motion.

18 DATED: January 3, 2008

19 ROBINSON, DIAMANT & WOLKOWITZ,  
20 A Professional corporation

21  
22 By: 

23 EDWARD M. WOLKOWITZ  
24 Attorneys for Reorganized Debtor  
25  
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MEMORANDUM OF POINTS AND AUTHORITIES

I.

INTRODUCTION

By this Motion, the Reorganized Debtor seeks a Final Decree in this case. The Debtor's First Amended Chapter 11 Plan (the "Plan") was confirmed pursuant to an Order of this Court entered on September 5, 2000.

The confirmation of the Reorganized Debtor's Plan terminated the Coast's liability as to a pre-petition class action entitled "Robert Price, et. al. v. The Coast Homeowners Association, et. al.", which was assigned Adversary No. SA 99-01534-JR, when the case was removed from the Orange County Superior Court to this Court. The termination of the Debtor's liability to the class plaintiffs was accomplished through an assignment to the class of the any and all claims of the Debtor against its pre-petition insurance carriers. Nevertheless, it was necessary for the Chapter 11 case to remain open while the class action was being litigated.

In March, 2003, this Court approved the settlement of a class action lawsuit. Pursuant to settlement, the Court retained jurisdiction over another potential class action lawsuit against one of the Reorganized Debtor's former insurers who refused to participate in the settlement. In February 2004, the class plaintiffs initiated litigation against the Medmarc Insurance Companies. The action was filed in the Orange County Superior Court as Case No. 03CC00699. As a consequence, the Chapter 11 case had to remain open to accommodate this litigation.

1 In August 15, 2006, this Court approved a settlement of  
2 the Medmarc litigation. Pursuant to the settlement, the Court  
3 appointed a settlement fund administrator to distribute the  
4 settlement proceeds to the class members. The distribution  
5 process took approximately one year. On August 2, 2007, the Court  
6 approved the final distribution report of the fund administrator.  
7 Therefore, entry of a Final Decree is now appropriate.

8  
9 II.

10 THE ENTRY OF A FINAL DECREE IS NOW APPROPRIATE IN THIS CASE

11 Rule 3022 of the Federal Rules of Bankruptcy Procedure  
12 provides:

13 After an estate is fully administered in a  
14 chapter 11 reorganization case, the court, on  
15 its own motion, or on motion of a party in  
interest, shall enter a final decree closing  
the case.

16 The appropriate criteria for determining whether the  
17 final decree should be entered are discussed as follows in the  
18 Advisory Committee notes to the 1991 amendments to the Federal  
19 Rules of Bankruptcy Procedure:

20 Entry of a final decree closing a chapter 11  
21 case should not be delayed solely because the  
22 payments required by the plan have not been  
completed. Factors the court should consider  
23 in determining whether the estate has been  
fully administered include (1) whether the  
24 order confirming the plan has become final,  
(2) whether deposits required by the plan  
25 have been distributed, (3) whether the  
property proposed by the plan to be  
26 transferred has been transferred, (4) whether  
the debtor or successor of the debtor under  
27 the plan has assumed the business or  
management or the management of the property  
dealt with by the plan, (5) whether the  
28 payments under the plan have commenced, and  
(6) whether all motions, contested matters,

1 and adversary proceedings have been finally  
2 resolved.  
3 The following paragraphs of this Memorandum discuss  
4 each of these factors in sequence.

4 **1. Finality of Order Confirming Plan**

5 The Order confirming the Plan was entered on September  
6 5, 2000. The Order has long since become final.

7 **2. Deposits under the Plan**

8 No deposits were required to be made under the Plan.

9 **3. Transfer of Property under the Plan**

10 The Plan did not provide for the transfer of any  
11 property.

12 **4. Post-Confirmation Management**

13 The Reorganized Debtor's post-confirmation management  
14 was identified in the Plan as its board of directors. The board  
15 has reconstituted itself several times since confirmation, in  
16 accordance with the Bylaws of the Coast Homeowners Association.  
17 The current president of the board is James Cooper.

18 **5. Payments under the Plan and Notice**

19 All payments and distributions required to be made  
20 pursuant to the Plan have been made by the Plan's disbursing  
21 agent, except as follows:

22 **a. Payment of Quarterly United States Trustee Fees**

23 Historically, the Reorganized Debtor's day to day  
24 operations have been handled by a management company with whom  
25 the Debtor contracts. Since confirmation, the Reorganized Debtor  
26 has employed three different management companies, in addition to  
27 having elected several different officers and boards of  
28 directors.

1           During the course of preparing the documentation for  
2 the entry of a final decree, it was discovered that one of the  
3 management companies charged with the responsibility of filing  
4 quarterly reports did not do so. Instead, the management company  
5 sent the United States Trustee a check for the maximum fee, even  
6 though the Reorganized Debtor's disbursements may have dictated  
7 that a lower quarterly fee was due.

8           When this was discovered, the Reorganized Debtor  
9 corporate counsel prepared and submitted the missing quarterly  
10 reports. Based on these reports, it appears that the Debtor may  
11 be entitled to a refund for overpayment of quarterly fees. This  
12 should not delay the entry of a final decree since the  
13 Reorganized Debtor believes that it is now in full compliance  
14 with its filing requirements.

15                   **b. Payment of Administrative Expenses**

16           All priority, administrative and general claims have  
17 been paid in this case with the exception of \$62,407.48, owed to  
18 counsel for the Debtor. The Court had previously ordered this  
19 sum withheld from the final fees to be paid to Debtor's counsel  
20 pending resolution of an objection filed by the Plaintiffs in the  
21 aforementioned Class Action litigation. That objection was  
22 recently withdrawn as evidenced by the notice attached hereto as  
23 Exhibit 1. As a consequence, the Reorganized Debtor believes  
24 there is no longer any impediment to the payment of the balance  
25 of the fees owed to bankruptcy counsel.

26                   **c. Notice**

27           Pursuant to Local Bankruptcy Rule 3020-1(d) notice of  
28 this motion has been sent to all parties upon whom the plan was

1 served. A true and correct copy of the notice is attached hereto  
2 as Exhibit 2.

3  
4 **6. Motions, Contested Matters, Adversary Proceedings**

5 There are no unresolved motions, contested matters, or  
6 adversary proceedings remaining in this case.

7 **III.**

8 **RETENTION OF JURISDICTION BY COURT**

9 Even after a case has been fully administered for  
10 purpose of entry of a Final Decree, the Court retains such  
11 jurisdiction as legally permissible and the case, if necessary,  
12 may be reopened for cause pursuant to 11 U.S.C. § 350(b).

13  
14 **IV.**

15 **CONCLUSION**

16 Based upon the foregoing reasons, the Debtor  
17 respectfully requests that this Court grant this Motion and enter  
18 a Final Decree in this case.

19 DATED: January 3, 2008

20 Respectfully submitted,

21 ROBINSON, DIAMANT & WOLKOWITZ  
22 A Professional Corporation

23 By: 

24 EDWARD M. WOLKOWITZ  
25 Attorneys for Reorganized Debtor  
26  
27  
28

DECLARATION OF JAMES COOPER

I, James Cooper, declare:

2. I am the president of the Board of Directors of the Coast Homeowners Association, the Reorganized Debtor.

3. I make this Declaration in support of the Motion for Final Decree. Unless indicated to the contrary, I have personal knowledge of the facts set forth herein and if called as a witness I would testify competently with respect thereto.

4. I understand that the order confirming the Debtor's Second Amended Chapter 11 Plan, entered on September 5, 2000, is final.

5. The Plan did not provide for deposits or transfers of property.

6. I am informed and believe that all payments owed under the Plan have been disbursed in accordance with Plan terms.

7. I am informed and believe that all reports required to be filed with the Office of the United States Trustee have now been filed and all quarterly fees are current. In fact, I believe the Reorganized Debtor may be entitled to a refund for overpayments of quarterly fees.

8. All administrative and priority claims have been paid, with the exception of \$62,407.48, still owed to bankruptcy counsel for the Debtor. The Coast will pay these fees concurrently with the entry of the final decree.

9. I am informed that all motions, contested matters and adversary proceedings in this case have been fully resolved.

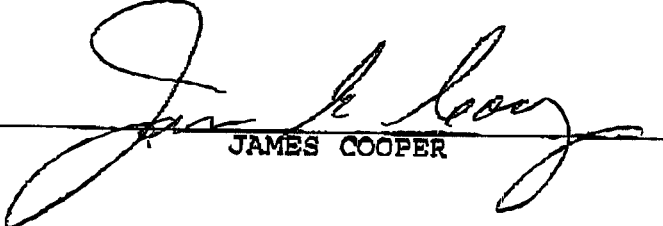
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1 I declare under penalty of perjury under the laws of the  
2 United States of America that the foregoing is true and correct  
3 and that this declaration was executed on December 17, 2007 in  
4 San Clemente, California.

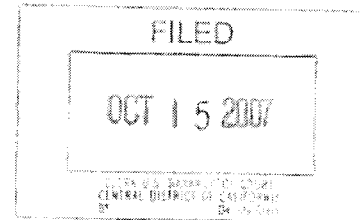
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JAMES COOPER

# **EXHIBIT 1**

PATRICK J. EVANS, ESQ. (State Bar No. 110535)  
EVANS & ASSOCIATES  
6080 Center Drive, 6<sup>th</sup> Floor  
Los Angeles, California 90045  
Telephone: (310) 242-6016  
Telecopier: (310) 242-6001

Attorneys for Robert Price and  
Randy Houck, Class Representatives



UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SANTA ANA DIVISION

In re

THE COAST HOMEOWNERS  
ASSOCIATION,

Debtor.

Bk. No. 8:99-13580-RK

Chapter 11

NOTICE OF WITHDRAWAL OF  
OBJECTION TO SECOND AND FINAL  
FEE APPLICATION OF ROBINSON,  
DIAMANT & WOLKOWITZ (FORMERLY  
ROBINSON, DIAMANT & BRILL)

[NO HEARING REQUIRED]

TO THE HONORABLE ROBERT KWAN, UNITED STATES BANKRUPTCY JUDGE:

Robert Price and Randy Houck, Class Representatives for  
the class of homeowners who were parties in interest in the  
above-captioned Chapter 11 case, hereby withdraw their objection  
to the second and final application filed by Robinson, Diamant &  
Wolkowitz, A Professional corporation (formerly Robinson, Diamant  
& Brill), for allowance of fees and expenses as counsel for the  
Debtor in Possession in the above-captioned Chapter 11 case.

The withdrawal of the opposition is based upon the fact  
that all litigation involving the class was concluded following

EMW00177083.WPD/NTC/16720.000

EXHIBIT

1

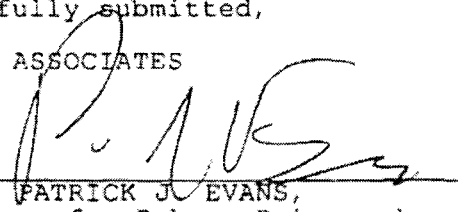
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1 the finality of this Court's Order of August 2, 2007, in  
2 Adversary Matter No. 8:99-1534-RK. As a consequence, neither the  
3 Class nor the Class Representatives have any further interest in  
4 contesting the allowance of administrative expenses in this  
5 Chapter 11 case.

6 DATED: October 10, 2007

7 Respectfully submitted,

8 EVANS & ASSOCIATES

9  
10 By:   
11 PATRICK J. EVANS,  
12 Attorneys for Robert Price and  
13 Randy Houck, Class Representatives  
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**PROOF OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 1888 Century Park East, Suite 1500, Los Angeles, California 90067.

On October 11, 2007, I served the foregoing document described as:

**NOTICE OF WITHDRAWAL OF OBJECTION TO SECOND AND FINAL FEE  
APPLICATION OF ROBINSON, DIAMANT & WOLKOWITZ (FORMERLY  
ROBINSON, DIAMANT & BRILL)**

on interested parties in this action by placing a true copy thereof in a sealed envelope as follows:

United States Trustee  
411 W. Fourth St., Ste. 9041  
Santa Ana, CA 92701-4593

Janet L. S. Powers, Esq.  
Fiore Racobs & Powers  
38 Technology Dr., Ste 250  
Irvine, CA 92618-2301

Debtor's Counsel  
Kathleen Rager, Esq.  
Rager & Noirox  
2 Venture Plaza, Suite 380  
Irvine, CA 92618

Patrick J. Evans, Esq.  
Evans & Associates  
6080 Center Drive, 6<sup>th</sup> Floor  
Los Angeles, CA 90045

Evan D. Smiley, Esq.  
Albert Weiland & Golden  
650 Town Center Dr., Ste 1350  
Costa Mesa, CA 92626

Edward M. Wolkowitz, Esq.  
Robinson, Diamant & Wolkowitz  
1888 Century Park E, Suite 1500  
Los Angeles, CA 90067  
*via hand delivery*

☒ **By mail:** I am readily familiar with the business' practice for collection and processing of correspondence for mailing with the United States Postal Service. I know that the correspondence is deposited with the United States Postal Service on the same day this declaration was executed in the ordinary course of business. I know that the envelope was sealed and, with postage thereon fully prepaid, placed for collection and mailing on this date, following ordinary business practices, in the United States mail at Los Angeles, California.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made. I declare under penalty of perjury of the laws of the United States and the State of California that the foregoing is true and correct.

Executed on October 11, 2007 at Los Angeles, California.

  
LEE DOWDING

## **EXHIBIT 2**

EDWARD M. WOLKOWITZ (State Bar No. 068298)  
ROBINSON, DIAMANT & WOLKOWITZ,  
A Professional corporation  
1888 Century Park East, Suite 1500  
Los Angeles, California 90067  
Telephone: (310) 277-7400  
Telecopier: (310) 277-7584

Attorney for Reorganized Debtor

**UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SANTA ANA DIVISION**

In re  
THE COAST HOMEOWNERS ASSOCIATION,  
  
Debtor.

Case No. 8:99-bk-13580-RK  
Chapter 11

**NOTICE OF MOTION FOR FINAL DECREE**  
[Federal Rule of Bankruptcy  
Procedure 3022; Local Bankruptcy  
Rules 3020-1(d) and 9013-1(g)(1)(L)]

[No Hearing Required]

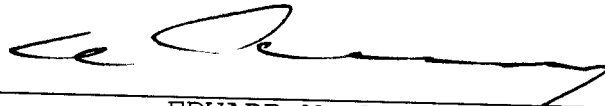
**TO ALL INTERESTED PARTIES:**

**PLEASE TAKE NOTICE** that the Coast Homeowners Association ("Debtor" or "Reorganized Debtor") has moved the Court for entry of a final decree closing the Chapter 11 case. The Motion states in pertinent part that a final decree may be entered because the case is now fully administered. The Motion also provides that the Reorganized Debtor may now pay its bankruptcy counsel the sum of \$62,407.48, which sum had previously been withheld from the final fee allowance based on an objection that has now been withdrawn. A copy of the Motion and its attachments are on file with the Clerk of the Bankruptcy Court. Those who desire further information are encouraged to review the Motion in its entirety.

**PLEASE TAKE FURTHER NOTICE** that pursuant to Local Bankruptcy Rules 3020-1(d) and 9013-1(g)(1)(L), any interested party that wishes to oppose the relief requested in the motion must file with the Clerk of the Bankruptcy Court, located at 411 W. Fourth Street, Santa Ana, California 92701, and serve upon counsel for the Reorganized Debtor at the address indicated on the upper left corner of the first page of this notice, a written response which complies with Local Bankruptcy Rule 9013-1(a)(7) and request a hearing within 15 days of the service of this notice.

**PLEASE TAKE FURTHER NOTICE** that pursuant to Local Bankruptcy Rule 9013-1(a)(11), failure to file and serve a timely response may be deemed consent to the relief requested in the Motion.

DATED: January 3, 2008

  
EDWARD M. WOLKOWITZ  
Attorneys for Reorganized Debtor

MAILING DATE: *January 3, 2008*

EMW/00180298.WPD/NTC/16720.000

**PROOF OF SERVICE**

I declare that I am over the age of eighteen (18) and not a party to this action. My business address is 1888 Century Park East, Suite 1500, Los Angeles, California 90067.

I caused the following document(s) to be served On: December 6, 2007

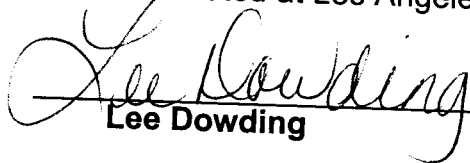
**NOTICE OF MOTION FOR ENTRY OF FINAL DECREE**

on the interested parties in this action by placing a true and correct copy of each document thereof, enclosed in a sealed envelope, addressed to:

**Please See Attached Service List**

By mail. I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business.

I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made and that this declaration was executed at Los Angeles, California on **January 3, 2008**

  
Lee Dowding



Abalos, M/M Daniel  
3036 Calle Frontera  
San Clemente, CA 92673

Acosta, M/M Manuel Jr  
2960 Calle Frontera  
San Clemente, CA 92673

Adams, Christopher  
2904 Via Hidalgo  
San Clemente, CA 92673

Adams, Louise G  
614 Calle Juarez  
San Clemente, CA 92673

Agar, M/M John D  
603 Calle Ganadero  
San Clemente, CA 92673

Albert, M/M Craig  
518 Calle Cuadra  
San Clemente, CA 92673

Alford, M/M Warren J  
315 Calle Chueca  
San Clemente, CA 92673

Alison, Mr & Mrs  
722 Calle Brisa  
San Clemente, CA 92673

Allen, M/M Ronald L  
710 Calle Contenta  
San Clemente, CA 92673

Alvarez, M/M Angel A  
2917 Calle Frontera  
San Clemente, CA 92673

Ambard, M/M Walter E  
2953 Calle Frontera  
San Clemente, CA 92673

Ambrose, Arthur & Donna  
306 Calle Chueca  
San Clemente, CA 92673

Amestoy, John S & Erica  
615 Calle Reata  
San Clemente, CA 92673

Andersen, M/M Jerry D  
2961 Calle Frontera  
San Clemente, CA 92673

Anderson, Debra  
710 Calle Cumbre  
San Clemente, CA 92673

Anderson, Jerry & Katherin  
607 Calle Juarez  
San Clemente, CA 92673

Andrews, M/M Christopher  
621 Calle Hidalgo  
San Clemente, CA 92673

Ansara, Ernest & Patricia  
305 Calle Descanso  
San Clemente, CA 92673

Arnold, Alan R  
613 Calle Fierros  
San Clemente, CA 92673

Asch, M/M Harry  
2902 Calle Gaucho  
San Clemente, CA 92673

Ashby, M/M Richard  
512 Calle Cuadra  
San Clemente, CA 92673

Babcock, William P Jr  
2935 Calle Frontera  
San Clemente, CA 92673

Baker, Eric & Jill  
410 Calle Macho  
San Clemente, CA 92673

Baker, M/M John  
782 Calle Vallarta  
San Clemente, CA 92673

Baldy, Larry W  
726 Calle Vallarta  
San Clemente, CA 92673

Bar-Lev, Nehama & Baruch  
617 Calle Embocadura  
San Clemente, CA 92673

Barbanell, M/M Jerry L  
705 Calle Dulce  
San Clemente, CA 92673

Barbanell, M/M Neil B  
616 Calle Hidalgo  
San Clemente, CA 92673

Barrie, Juan & Rosa  
624 Calle Embocadura  
San Clemente, CA 92673

Batezel, Douglas E & Carol  
603 Calle Fierros  
San Clemente, CA 92673

Bauman, Harold W & Betty  
493 Calle Amigo  
San Clemente, CA 92673

Beckler, M/M John W  
2985 Calle Gaucho  
San Clemente, CA 92673

Beeuwsaert, M/M Michael  
3032 Calle Frontera  
San Clemente, CA 92673

Beierle, M/M Larry C  
608 Calle Ganadero  
San Clemente, CA 92673

Bell, Mark E & Kathy L  
305 Calle Paisano  
San Clemente, CA 92673

Bell, Martin D  
611 Calle Fierros  
San Clemente, CA 92673

Bellantonio, M/M John  
791 Calle Vallarta  
San Clemente, CA 92673

Bennett, Chester E. c/o Janice M  
Rabel  
2916 Calle Frontera  
San Clemente, CA 92673

Bensimone, M/M John  
2929 Calle Frontera  
San Clemente, CA 92673

Berg, Virginia  
712 Calle Vallarta  
San Clemente, CA 92673

Bernal, M/M Richard G  
2884 Riachuelo  
San Clemente, CA 92673

Bernal, M/M Richard G  
600 Calle Reata  
San Clemente, CA 92673

Bernardo, M/M Romeo V  
516 Calle Cuadra  
San Clemente, CA 92673

Bernhardt, M/M Douglas J  
2939 Calle Guadalajara  
San Clemente, CA 92673

Bertram, M/M John  
483 Calle Amigo  
San Clemente, CA 92673

Beverly, M/M Roland III  
2929 Calle Gaucho  
San Clemente, CA 92673

Biencowe, M/M Fredrick  
317 Calle Corral  
San Clemente, CA 92673

Bish, Nick & Julie  
587 Calle Hidalgo  
San Clemente, CA 92673

Blair, M/M Donald  
26100 Dimension  
Lake Forest, CA 92630

Blank, Mickey  
2920 Calle Frontera  
San Clemente, CA 92673

Blum, M/M Lew O  
520 Calle Cuadra  
San Clemente, CA 92673

Blum, Robert A & Doris F  
702 Calle Cumbre  
San Clemente, CA 92673

Borthwick, M/M Donald G  
834 Calle Vallarta  
San Clemente, CA 92673

Brady, M/M Philip  
604 Calle Fierros  
San Clemente, CA 92673

Brady, M/M Richard  
818 Calle Vallarta  
San Clemente, CA 92673

Brammer, Amy W  
617 Calle Ganadero  
San Clemente, CA 92673

Braves/Braves  
405 Calle Macho  
San Clemente, CA 92673

Brennan, Martin J  
605 Calle Reata  
San Clemente, CA 92673

Bridgeman, M/M Patrick  
354 Calle Chueca  
San Clemente, CA 92673

Brigham, M/M Gorden  
357 Calle Burro  
San Clemente, CA 92673

Brill, M/M Donald A  
771 Calle Vallarta  
San Clemente, CA 92673

Brouillette, M/M Maurice  
518 Calle Baranda  
San Clemente, CA 92673

Brown, M/M William H  
275 Tennant Avenue #201  
Morgan Hill, CA 95037

Brown, M/M William H  
713 Calle Brisa  
San Clemente, CA 92673

Brunner, Clyde & Sharol  
316 Calle Corral  
San Clemente, CA 92673

Brunson, Louise  
3230 E Flamingo Rd., #1081  
Las Vegas, NV 89121

Brunson, Louise  
814 Calle Vallarta  
San Clemente, CA 92673

Bryant, M/M Todd C  
2958 Calle Frontera  
San Clemente, CA 92673

Buono, Frank  
1545 Avenida Slavador  
San Clemente, CA 92673

Burdick, Steven P  
302 Calle Chueca  
San Clemente, CA 92673

Burnett, M/M Keith L  
3032 Calle Juarez  
San Clemente, CA 92673

Bushman, Daniel  
501 Calle Amigo  
San Clemente, CA 92673

Bymaster, M/M Larry O  
2987 Calle Frontera  
San Clemente, CA 92673

Calvet, M/M Francis E  
705 Calle Contenta  
San Clemente, CA 92673

Campbell, M/M James  
359 Calle Burro  
San Clemente, CA 92673

Capote, Luciane & Elizabet  
4732 Fir Avenue  
San Clemente, CA 92673

Carey, David E & Jamie D  
605 Calle Fierros  
San Clemente, CA 92673

Carlson, M/M Harry  
309 Via Chueca  
San Clemente, CA 92673

Carlston, M/M Robert A  
2938 Calle Gaucho  
San Clemente, CA 92673

Carnevale, M/M Joseph P  
787 Calle Vallarta  
San Clemente, CA 92673

Carnevale, Ronald J  
790 Calle Vallarta  
San Clemente, CA 92673

Carrasco, Robert H  
605 Calle Juarez  
San Clemente, CA 92673

Carson, Richard F Jr  
307 Via Chueca  
San Clemente, CA 92673

Carson, William & Marina  
2976 Calle Gaucho  
San Clemente, CA 92673

Casey, John  
2969 Calle Frontera  
San Clemente, CA 92673

Cather, M/M George A  
2918 Calle Guadalajara  
San Clemente, CA 92673

Cathey, Paul L & Darlene  
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617 Calle Reata  
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311 Calle Descano  
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Christensen, Christopher  
508 Calle Amigo  
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708 Calle Cumbre  
San Clemente, CA 92673

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San Clemente, CA 92673

Huang, Tsun-Sheng  
3031 Calle Juarez  
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San Clemente, CA 92673



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San Clemente, CA 92673

Iftikhar,Farooq&Barbara  
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San Clemente, CA 92673

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## PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 1888 Century Park East, Suite 1500, Los Angeles, California 90067.

On January 3, 2008, I served the foregoing document described as:

**MOTION FOR FINAL DECREE; MEMORANDUM OF POINTS AND  
AUTHORITIES AND DECLARATION IN SUPPORT THEREOF**

on interested parties in this action by placing a true copy thereof in a sealed envelope as follows:

Office of the US Trustee  
411 W. Fourth St., Ste. 9041  
Santa Ana, CA 92701-4593

☒ **By mail:** I am readily familiar with the business' practice for collection and processing of correspondence for mailing with the United States Postal Service. I know that the correspondence is deposited with the United States Postal Service on the same day this declaration was executed in the ordinary course of business. I know that the envelope was sealed and, with postage thereon fully prepaid, placed for collection and mailing on this date, following ordinary business practices, in the United States mail at Los Angeles, California.

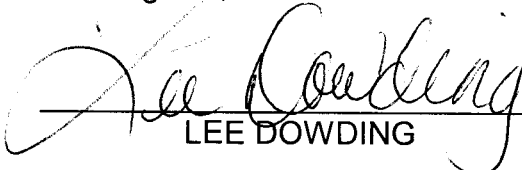
☐ I caused such document to be sent via Overnight Express to the persons listed in the attached service list at Los Angeles, California.

☐ I caused such document to be sent via facsimile to the persons listed in the attached service list at Los Angeles, California.

☐ I caused such envelope to be delivered via messenger (In-House Attorney Service) to the persons listed in the attached service list.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made. I declare under penalty of perjury of the laws of the United States and the State of California that the foregoing is true and correct.

Executed on January 3, 2008 at Los Angeles, California.

  
LEE DOWDING